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UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

UNITED STATES OF AMERICA,

Case No. 3:12-cv-02265-SI

Plaintiff,

v.

CITY OF PORTLAND,

JOINT MOTION FOR FINAL
APPROVAL OF CONDITIONALLY
APPROVED AMENDMENTS TO THE
SETTLEMENT AGREEMENT

Defendant.

Plaintiff the United States, Defendant the City of Portland (City), Intervenor Portland Police Association (PPA) (collectively, the Stipulators), jointly move this Court for final approval of conditionally approved amendments to Sections IX and X of the Amended Settlement Agreement, which was previously entered in this matter. ECF No. 171. A proposed stipulated Order is attached as Exhibit 1. *See* LR 5-9(c)(1).

Paragraph 184 of the Amended Settlement enables the parties to “jointly stipulate to make changes, modifications, and amendments to this Agreement, which shall be effective, absent further action by the Court, 45 days after a joint motion has been filed with the Court.” ECF No. 171. Since being conditionally approved on May 15, 2018, the amendments related to community engagement and oversight have been subject to extensive further evaluation by the Court, including at hearings held on October 4, 2018, June 6, 2019, February 25, 2020, and August 24, 2021. *See* ECF No. 191; ECF No. 206; ECF No. 222; ECF No. 249.

In addition, the conditionally approved amendments are fair, adequate, and reasonable changes from the original terms. *See United States v. Oregon*, 913 F.2d 576, 586 (9th Cir. 1990). The United States, the City, and the PPA support final approval of the amendments. Similarly, as a path going forward for implementation of the goals of the Amended Settlement Agreement and beyond, Enhanced *Amicus Curiae* the Albina Ministerial Alliance Coalition for Justice and Police Reform does not object to final approval of the conditionally approved amendments.¹

¹ *Amicus Curiae* Mental Health Alliance takes no position on the relief sought but expresses concern that the amendment does not include the qualitative and quantitative metrics contemplated by the Court in previous hearings.

The Stipulators ask the Court to enter the Amended Settlement Agreement, which is attached as Exhibit 2, as an Order of the Court superseding the version previously entered in this matter. ECF No. 171.

Dated this 21st day of September, 2021.

Respectfully submitted,

FOR THE UNITED STATES:

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FOR THE PORTLAND POLICE ASSOCIATION:

/s/ Anil S. Karia
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